

SECOND REGULAR SESSION

# HOUSE BILL NO. 1559

## 101ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE DAVIDSON.

3489H.011

DANA RADEMAN MILLER, Chief Clerk

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### AN ACT

To repeal section 43.400, RSMo, and to enact in lieu thereof one new section relating to missing children.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 43.400, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 43.400, to read as follows:

43.400. As used in sections 43.400 to 43.410, the following terms mean:

(1) "Missing child" or "missing juvenile", any person who is under the age of ~~seventeen~~ **eighteen** years, whose temporary or permanent residence is in the state of Missouri or who is believed to be within the state of Missouri, whose location has not been determined, and who has been reported as missing to a law enforcement agency;

(2) "Missing child report", a report prepared on a standard form supplied by the Missouri state highway patrol for the use by private citizens and law enforcement agencies to report missing children or missing juvenile information to the Missouri state highway patrol;

(3) "Missing person", a person who is missing and meets one of the following characteristics:

(a) Is physically or mentally disabled to the degree that the person is dependent upon an agency or another individual;

(b) Is missing under circumstances indicating that the missing person's safety may be in danger;

(c) Is missing under involuntary or unknown circumstances; subject to the provisions of (a), (b), (d), (e), and (f) of this subsection;

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 (d) Is a child or juvenile runaway from the residence of a parent, legal guardian, or  
18 custodian;

19 (e) Is a child and is missing under circumstances indicating that the person was or is  
20 in the presence of or under the control of a party whose presence or control was or is in  
21 violation of a permanent or temporary court order and fourteen or more days have elapsed,  
22 during which time the party has failed to file any pleading with the court seeking modification  
23 of the permanent or temporary court order;

24 (f) Is missing under circumstances indicating that the person was or is in the presence  
25 of or under the control of a party whose presence or control was or is in violation of a  
26 permanent or temporary court order and there are reasonable grounds to believe that the  
27 person may be taken outside of the United States;

28 (4) "Patrol", the Missouri state highway patrol;

29 (5) "Registrar", the state registrar of vital statistics.

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